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REFERENCE TITLE: **sentencing; third serious offense**

State of Arizona
House of Representatives
Forty-seventh Legislature
First Regular Session
2005

HB 2447

Introduced by
Representatives Murphy, Barnes, Senator Martin: Representatives Biggs,
Borges, Gray C, Groe, Pearce, Quelland, Weiers JP, Senators Harper,
Verschoor

AN ACT

AMENDING TITLE 13, CHAPTER 7, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-712; RELATING TO SENTENCING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 13, chapter 7, Arizona Revised Statutes, is amended
3 by adding section 13-712, to read:

4 13-712. Second or subsequent serious offense: sentencing:
5 definition

6 A. IN ADDITION TO ANY OTHER ENHANCEMENTS OR PUNISHMENT PROVISIONS THAT
7 MAY APPLY, THE FOLLOWING APPLY TO A DEFENDANT WHO HAS BEEN CONVICTED OF ONE
8 OR MORE PRIOR SERIOUS OFFENSES:

9 1. IF THE DEFENDANT IS CONVICTED OF A SERIOUS OFFENSE AND THE
10 DEFENDANT HAS BEEN CONVICTED OF ONE PRIOR SERIOUS OFFENSE, THE DEFENDANT
11 SHALL BE SENTENCED TO SERVE AT LEAST TWICE THE MINIMUM TERM OTHERWISE
12 AUTHORIZED BY SECTION 13-702, 13-702.01 OR 13-702.02 FOR THE CURRENT OFFENSE.

13 2. IF THE DEFENDANT IS CONVICTED OF A SERIOUS OFFENSE AND THE
14 DEFENDANT HAS BEEN CONVICTED OF TWO OR MORE PRIOR SERIOUS OFFENSES, THE
15 DEFENDANT SHALL BE SENTENCED TO LIFE IN PRISON AND THE DEFENDANT SHALL NOT BE
16 RELEASED ON ANY BASIS UNTIL THE COMPLETION OF THE SERVICE OF TWENTY-FIVE
17 CALENDAR YEARS.

18 B. FOR THE PURPOSES OF THIS SECTION, "SERIOUS OFFENSE" HAS THE SAME
19 MEANING PRESCRIBED IN SECTION 13-604.